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## FACSIMILE TRANSMISSION COVER SHEET

TO: TRAVIS M<sup>0</sup>12105H  
FAX NUMBER: 1-571-273-0457  
PHONE NUMBER: \_\_\_\_\_  
FROM: SCOTT LEVINE MD  
SUBJECT: \_\_\_\_\_  
DATE: 5-28-04  
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THANK YOU.

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Traviss C McIntosh III  
U.S. Patent Office  
Art Unit 1623

May 27, 2004

Application # 09/939,385  
Applicant Scott Levine

*Total Fax is 7 pages including cover.*

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Dear Mr. Mc Intosh:

RE: 09/939,385 Ultra-High Fiber Supplement And Method Of  
Weight and Cardiovascular Risk Reduction

Applicant has diligently performed recommended changes to  
properly amend current patent application.

As per conversation today, applicant understands it is best  
for applicant's application to not add the following bolded  
and italicized words to claim 37 at this time.

***cardiac inflammation,  
high sensitivity C-Reactive Protein***

Applicant has refrained from adding these words though they  
were included in original claim 37. Applicant understands  
that these words can be re-added to claim 37 prior to  
patent issue. Applicant understands, though it would have  
been easy to list cardiac inflammation and high sensitivity  
C-reactive in the currently amended claim 37, the timing of  
adding them now is not recommended due to the fact examiner  
had evaluated the previously amended claim without these  
words. Applicant strongly desires to add cardiac  
inflammation and high sensitivity C-reactive protein back  
into claim 37 when examiner informs applicant the time is  
correct. (As discussed previously by the examiner and  
applicant, the information for cardiac inflammation and  
high sensitivity C-reactive protein was previously included

in original claims and fully explained in original specification and Amendment A).

Applicant also kindly asks examiner to expedite divisional patent 10/704,308 filing date 11/10/2003 that is a daughter patent to the above patent.

Applicant again thanks examiner very much for his time and assistance with this application. Please contact applicant at 407-363-1515 OR 407-296-4397. Fax is 407-296-4313.

Sincerely

Scott Levine MD

